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CENTRAL FAX CENTER****FACSIMILE TRANSMISSION****DEC 17 2007**

TO: Examiner: ROE, Jesse Randall Art Unit 1742	COMPANY: U.S. Patent and Trademark Office
FAX NUMBER: 571-273-8300	PHONE NUMBER:

From: Christopher W. Brody

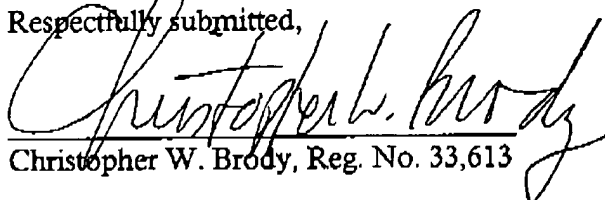
Date: December 17, 2007

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the attached **Request for Reconsideration with 1 month extension of time** for U.S. Serial No. **10/798,855** is being facsimile-transmitted to the U.S. Patent and Trademark Office on the date shown below.

Respectfully submitted,



Christopher W. Brody, Reg. No. 33,613

Date: November 21, 2007

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PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

**RECEIVED
CENTRAL FAX CENTER**

Hisashi AMAYA et al.

Art Unit: 1742

DEC 17 2007

Application No.: 10/798,855

Examiner: Roe, J. R.

Filed: March 12, 2004

Attorney Dkt. No.: 12054-0024

For: MARTENSITIC STAINLESS STEEL

REQUEST FOR RECONSIDERATIONCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 17, 2007

Sir:

Applicants request reconsideration of the rejection set forth in the Office Action dated August 17, 2007. The grounds for traversing the rejection are a three fold. First, the contention that the claim limitation regarding the amount of the carbides in the grain boundaries is inherent in United States Patent No. 4,878,955 to Hoshino et al. (Hoshino) is improper since Hoshino does not teach a processing similar to Applicant's processing. Second, the composition of the invention cannot be gleaned from the teachings of Hoshino. Third, United States Patent No. 6,379,621 to Kushida et al. (Kushida) does not remedy the failings in Hoshino even if it were obvious to combine Hoshino and Kushida. The differences noted above are even more evident when comparing the objects and effects of Hoshino as compared